

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

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:
SARAH PALIN : No. 17 Civ. 4853 (JSR)
Plaintiff, : ECF Case
:
-against- :
:
THE NEW YORK TIMES COMPANY and JAMES :
BENNET, :
Defendants. :
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NOTICE OF MOTION

PLEASE TAKE NOTICE that, pursuant to the Court's direction on November 23, 2020, Defendants The New York Times Company and James Bennet will file a motion pursuant to Fed. R. Civ. Proc. 54(b), requesting that the Court modify its earlier Opinion and Order, Dkt. 117, and rule that, pursuant to the recently amended Anti-SLAPP statute, New York state law requires that Plaintiff establish actual malice by clear and convincing evidence. Defendants' moving papers (up to 5 pages) are due on November 30, 2020, Plaintiff's answering papers (up to 5 pages) are due on December 7, 2020, and Defendants' reply papers (up to 2 pages) are due on December 9, 2020. The Court will inform the parties if it decides to hear oral argument on the motion.

Dated: New York, New York
November 25, 2020

Respectfully submitted,
BALLARD SPAHR LLP

By: /s/ Jay Ward Brown

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